

WEST VALLEY CITY, UTAH
ORDINANCE NO. _____

Draft Date: 5/19/2009

Date Adopted: _____

Date Effective: _____

**AN ORDINANCE AMENDING SECTION 17-3-105
OF TITLE 17 OF THE WEST VALLEY CITY
MUNICIPAL CODE REGARDING THE LICENSE
HEARING BOARD.**

WHEREAS, Section 17-3-105 of Title 17 of the West Valley City Municipal Code regulates the License Hearing Board; and

WHEREAS, there is a need to amend text regarding appointed members; and

WHEREAS, the City Council of West Valley City, Utah, does hereby determine that it is in the best interests of the health, safety, and welfare of the citizens of West Valley City to amend Section 17-3-105 of Title 17 of the West Valley City Municipal Code.

NOW, THEREFORE, BE IT ORDAINED by the City Council of West Valley City, Utah, as follows:

Section 1. Repealer. Any provision of the West Valley City Municipal Code found to be in conflict with this Ordinance is hereby repealed.

Section 2. Amendment. Section 17-3-105 of Title 17 of the West Valley City Municipal Code is hereby amended to read as follows:

17-3-105. LICENSE HEARING BOARD.

There is hereby created the License Hearing Board of West Valley City consisting of three members appointed by the City Manager with the advice and consent of the City Council. Of the three members of the Board, one must be a resident of West Valley City, one must be an employee of West Valley City and one must ~~Two members of the Board, one of whom must be a West Valley City employee, shall both be residents of West Valley City and the third member, who need not be a West Valley City resident, shall be~~ a holder of or have a substantial interest in a current West Valley City business license.

31 Board members shall be appointed for three-year terms or until their successors are
32 appointed and shall serve without compensation. Initially, appointments shall be made
33 for one, two and three-year terms. Annually, thereafter, the City Manager shall, with the
34 advice and consent of the City Council, appoint for three-year terms, Board members to
35 take the place of retiring Board members. Vacancies in the Board caused by removals,
36 resignations or otherwise, shall be filled for the unexpired term in the same manner as
37 original appointments. The License Hearing Board shall have authority to hear evidence
38 in business license matters referred to the Board and, after such hearing, shall submit its
39 recommendations in writing to the Office of the City Manager. Nothing herein shall
40 prevent the City Manager from serving as a member of the Board. The City Manager
41 shall designate one member of the Board to be Chairman and one member of the Board to
42 be Vice-Chairman for a period of one year.

43 **Section 3. Severability.** If any provision of this Ordinance is declared to be
44 invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

45 **Section 4. Effective Date.** This Ordinance shall take effect immediately
46 upon posting in the manner required by law.

PASSED and APPROVED this _____ day of _____, 2009.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER